



February 25, 2005

SENATE BILL No. 432

DIGEST OF SB 432 (Updated February 23, 2005 2:17 pm - DI 104)

Citations Affected: Noncode.

Synopsis: Moratorium on comprehensive care beds. Imposes a moratorium on the construction or addition of comprehensive care beds through June 30, 2006. Requires the office of the secretary of family and social services to develop a plan concerning specified issues relating to long term care and Medicaid costs and submit the plan to legislative council.

Effective: July 1, 2005.

Miller

January 13, 2005, read first time and referred to Committee on Health and Provider Services.
February 24, 2005, amended, reported favorably — Do Pass.

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SB 432—LS 7368/DI 104+



February 25, 2005

First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

SENATE BILL No. 432

A BILL FOR AN ACT concerning health.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. [EFFECTIVE JULY 1, 2005] (a) As used in this
2 SECTION, "comprehensive care bed" means a bed that:

- 3 (1) is licensed or is to be licensed under IC 16-28-2;
4 (2) functions as a bed licensed under IC 16-28-2; or
5 (3) is subject to IC 16-28.

6 The term does not include a comprehensive care bed that will be
7 used solely to provide specialized services and is subject to
8 IC 16-29.

9 (b) The office of the secretary of family and social services
10 established by IC 12-8-1-1 shall develop a plan that does the
11 following:

- 12 (1) Determines the number of comprehensive care beds that
13 the state:
14 (A) currently needs; and
15 (B) will need in the future.
16 (2) Makes recommendations, after studying the successful
17 programs used in other states, in addressing the cost of the
18 Medicaid program and long term care.

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1 (3) Recommends methods to encourage individuals to plan for
2 the family's long term care needs.

3 (4) Recommends ways to limit individuals from using
4 loopholes to acquire or maintain Medicaid eligibility.

5 (5) Recommends alternative payment systems and provider
6 systems for the state's Medicaid program, including the
7 feasibility of competitive bidding, vouchers, and other
8 systems.

9 (6) Makes recommendations concerning reducing Medicaid
10 oversight costs.

11 (7) Develops and sets forth a long term care budget for the
12 state.

13 (8) Recommends other savings sources for the Medicaid
14 program.

15 (9) Sets forth other long term care needs for the state.

16 The office shall submit the plan in electronic format under
17 IC 5-14-6 to the legislative council not later than December 1, 2005.

18 (c) Comprehensive care beds may not be added or constructed
19 in Indiana.

20 (d) Residential beds licensed under IC 16-28-2 and unlicensed
21 beds may not be converted to comprehensive care beds.

22 (e) Notwithstanding IC 16-29-3, hospital acute care beds may
23 not be converted to comprehensive care beds.

24 (f) The Indiana health facilities council may not recommend and
25 the state department of health may not approve the certification of
26 new or converted comprehensive care beds for participation in a
27 state or federal reimbursement program, including programs
28 under Title XVIII or Title XIX of the federal Social Security Act
29 (42 U.S.C. 1395 et seq. or 42 U.S.C. 1396 et seq.).

30 (g) This SECTION expires June 30, 2006.

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COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill No. 432, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, line 9, delete "This SECTION does not apply to the following:" and insert "**The office of the secretary of family and social services established by IC 12-8-1-1 shall develop a plan that does the following:**

(1) Determines the number of comprehensive care beds that the state:

(A) currently needs; and

(B) will need in the future.

(2) Makes recommendations, after studying the successful programs used in other states, in addressing the cost of the Medicaid program and long term care.

(3) Recommends methods to encourage individuals to plan for the family's long term care needs.

(4) Recommends ways to limit individuals from using loopholes to acquire or maintain Medicaid eligibility.

(5) Recommends alternative payment systems and provider systems for the state's Medicaid program, including the feasibility of competitive bidding, vouchers, and other systems.

(6) Makes recommendations concerning reducing Medicaid oversight costs.

(7) Develops and sets forth a long term care budget for the state.

(8) Recommends other savings sources for the Medicaid program.

(9) Sets forth other long term care needs for the state.

The office shall submit the plan in electronic format under IC 5-14-6 to the legislative council not later than December 1, 2005."

Page 1, delete lines 10 through 17.

Page 2, line 12, delete "2007." and insert "**2006.**".

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Page 2, delete lines 13 through 30.
and when so amended that said bill do pass.
(Reference is to SB 432 as introduced.)

MILLER, Chairperson

Committee Vote: Yeas 9, Nays 2.

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